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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SAN DIEGO UNIFIED SCHOOL DISTRICT,

)

Case No.: 08 CV 0039 WQH (WMc)

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**NOTICE OF NON-OPPosition To
PLAINTIFF'S MOTION TO
CONSOLIDATE**

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Date: MARCH 24, 2008

Time: 11:00 AM

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**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

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HON. WILLIAM O. HAYES

)

1 TO: Plaintiff SAN DIEGO UNIFIED SCHOOL DISTRICT, and to their counsel of
2 record:

3 NOTICE IS HEREBY GIVEN that Defendants T.B., a minor, ALLISON
4 BRENNEISE and ROBERT BRENNEISE, his parents, STEVEN WYNER and WYNER
5 & TIFFANY do not oppose Plaintiff's Motion to Consolidation of *San Diego Unified*
6 *School District v. T.B., a minor, Allison Brenneise and Robert Brenneise, his parents, and*
7 *Wyner & Tiffany*, Case No. 08 CV 0039 WHQ (WMc), with *Tyler Brenneise, Allison*
8 *Brenneise and Robert Brenneise*, Case No. 08 CV 0028 WQH (WMc).

9 Defendants agree that consolidation is appropriate at this time, particularly in light
10 of the February 22, 2008 transfer of the above-captioned matter to the Honorable William
11 Q. Hayes pursuant to the "Low Number Rule".

12 Dated: March 5, 2008

13 Respectfully submitted,

14 *Wyner & Tiffany*
15 ATTORNEYS AT LAW

17 /s/ Dana H. Wilkins
18 Attorneys for Defendants

CERTIFICATE OF SERVICE

I, the undersigned, declare under penalty of perjury, that I am over the age of 18 and that I am not a party to this action. On March 5, 2008, I served this Notice of Non-Opposition to Plaintiff's Motion to Consolidate on the San Diego Unified School District by serving their counsel of record electronically, having verified on the court's CM/ECF website that such counsel is currently on the list to receive emails for this case, and that there are no attorneys on the manual notice list.

Dated: March 5, 2008

/s/ Dana H. Wilkins